

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
ASHEVILLE DIVISION  
CIVIL CASE NO. 1:20-cv-00039-MR**

**THOSE CERTAIN UNDERWRITERS )  
AT LLOYD’S, LONDON, )  
subscribing to Certificate No. 492300, )**

**Plaintiffs, )**

**vs. )**

**ORDER AND  
CONSENT JUDGMENT**

**WH HEALTHCARE GROUP, LLC, an )  
administratively dissolved North )  
Carolina limited liability company; )  
SUPERIOR HEALTHCARE PHYSICAL )  
MEDICINE AND REHAB, PC, a )  
dissolved North Carolina )  
professional corporation; JEFFREY )  
G. HEDGES, D.C.; and ANDREW )  
WELLS, D.C., )**

**Defendants. )**

**THIS MATTER** is before the Court on the Motion for Entry of Consent Judgment filed by the Plaintiffs, Those Certain Underwriters at Lloyd’s, London, subscribing to Certificate No. 492300, and the Defendant Andrew Wells, D.C. [Doc. 37].

The Plaintiffs and Defendant Wells jointly move for the entry of an order and consent judgment dismissing all of the Plaintiffs’ claims against Defendant Wells in this action on certain terms. [Doc. 37]. For the reasons

stated by the parties in their joint motion, and for cause shown, the Court hereby enters the following order and judgment with respect to Defendant Wells.

**IT IS, THEREFORE, ORDERED** that the parties' Motion for Entry of Consent Judgment [Doc. 37] is **GRANTED**.

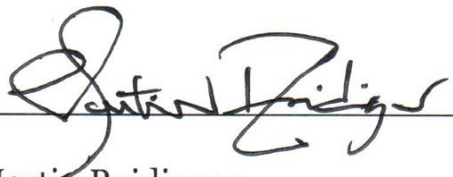
**IT IS FURTHER ORDERED, ADJUDGED, AND DECREED** as follows:

- (1) The Plaintiffs' claims against Defendant Andrew Wells, D.C. are hereby **DISMISSED WITH PREJUDICE**;
- (2) The factual allegations contained in the Intervention Complaint do not trigger a duty to defend or indemnify Defendant Wells under the policy of insurance issued to Superior Healthcare Physical Medicine and Rehab, PC, Certificate No. 492300, with a Policy Period commencing on 11 January 2017 and concluding on 11 January 2018, or otherwise trigger any coverage thereunder;
- (3) The Plaintiffs do not owe, have never owed, and will never owe, a duty to defend or indemnify Defendant Wells in connection with the Intervention Complaint or any future Claim arising therefrom; and

- (4) As to Defendant Wells, the policy of insurance issued to Superior Healthcare Physical Medicine and Rehab, PC, Certificate No. 492300, with a Policy Period commencing on 11 January 2017 and concluding on 11 January 2018, is hereby deemed **RESCINDED** and Defendant Wells shall make no further claim thereunder.

**IT IS SO ORDERED.**

Signed: July 3, 2023

  
\_\_\_\_\_  
Martin Reidinger  
Chief United States District Judge

